

cf 152

(3)

IN THE HIGH COURT JUDICATURE CHHATTISGARH

AT BILASPUR

CIVIL REVISION NO 144 /2005

Single Bench

Applicants
CLAIMANTS

1. Usha Devi
Wd/o Shailesh Mehta
Aged about 25 years.
Occupation - House wife
R/o Village Bhanora,
Post - Police Station & Tahsil -
Balrampur, Dist : Sarguja-(C.G.)

2. Rajdev Mehta
S/o Dasai Mehta,
Aged about 60 years

3. Shanti Devi
W/o Rajdev Mehta,
Aged about 55 years,

Applicant no.2 & 3 both are R/o
Village Merojhiya, Police Station
& Tahsil Naseri Ganj, Post -
Marojiyan, Dist : Rohtas-(Bihar).

P.A. No. 3114/05
Presented by Shri. P. N. Pandey
dated 28/12/05

Versus

Non-applicants

1. Twinal @ Tularam
S/o Shri Medo,
Aged about 40 years,
Occupation - Truck Driver
R/o Village - Shankargarh,
Tahsil - Kusmi,
Dist : Sarguja-(C.G.)

2. Satyanarayan Sao,
S/o Keswar Sao,
Aged about 45 years,
Occupation - Owner
R/o Village - Bachwar,
Police Station & Post -
Shankargarh,
Tehsil - Kusmi,
Dist : Sarguja-(C.G.)

3. The New India Insurance Co.Ltd.,
Mandal Office,
Transport Nagar Korba,
P.S & Tahsil - Korba,
Dist : Korba-(C.G.)

cf 152

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(2)

MEMO OF CIVIL REVISION U/S 115 OF THE CODE OF
CIVIL PROCEDURE 1908

आदेश पत्रक

मामला क्रमांक - C.R. No. 144/85 सन 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>14.12.2005</u> Shri A.N.Pandey, learned counsel for the applicants. Heard. The applicants have preferred this revision against the order dated 09/11/2005 and by which their application for disbursing the awarded amount in cash has been partly allowed. Learned counsel for the applicants submit that the learned Claims Tribunal, Ambikapur, passed an award of Rs. 2,20,000/- vide order dated 09.11.2005 in Claim Case No. 09/2005 and the amount of award was further apportioned. The applicant No.1 has been awarded Rs. 90,000/-, applicant No.2 & 3 were awarded Rs. 25,000/-each. The applicant moved an application on 21/10/2005 and prayed that the amount awarded to the applicant to be disbursed in cash. However, the learned Claims Tribunal by the impugned order has directed to release Rs. 10,000/- to the applicant No.1, Rs. 10,000/- to each of the applicants 2 & 3 and rest of the amount was directed to be deposited in their fixed deposit accounts. Learned counsel for the applicants submit that the applicants are residents of Bihar and the applicants No.2 & 3 are aged about 60 and 55 years and they have been awarded Rs. 25,000/- each whereas applicant No.1 has been awarded Rs. 90,000/- and out of which 10,000/- has been released on cash by the impugned order. It was further prayed that looking to the age of the applicants and looking to the impugned award to the applicants, the whole money ought to have been disbursed by cheque. I have heard learned counsel for the applicant.	

(24)

आदेश पत्रक

मामला क्रमांक C.R. 144/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	- 2 - Taking into consideration that the applicants 2 & 3 have been awarded a sum of Rs. 25,000/- and out of this amount Rs. 10,000/- has already been disbursed it is directed that rest of the amount deposited in the fixed deposit amount shall also be disbursed and the applicant shall be permitted to withdraw the amount from the fixed deposit. As far as the case of the applicant No.1 is concerned it is directed that the applicant No.1 shall be permitted to withdraw a sum of Rs. 30,000/- from the fixed deposit account. With the aforesaid direction the revision is disposed of. In view of the above, I.A. No. 3232/2005 stands disposed of.	Sd/- Dhirendra Mishra Judge